

Larry E. Craig, Chairman  
Jade West, Staff Director

Editor, Judy Gorman Prinkey

No. 64

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## **S. 2720 — Department of Transportation and Related Agencies Appropriation Bill, FY 2001**

Calendar No. 596

Reported June 13, 2000 as an original bill without amendment from the Senate Committee on Appropriations. No written report.

### **NOTEWORTHY**

- By unanimous consent, at 2 p.m., the Senate will take up the House-passed transportation appropriation bill, H.R. 4775, and offer the text of the Senate bill as an amendment in the nature of a substitute.
- The transportation appropriation bill provides a total of \$54.7 billion in new spending authority for the Department of Transportation and related agencies for fiscal year 2001. The total funding provided in the bill is \$4.7 billion more than the FY 2000 enacted level, and is \$900 million lower than the President's budget request.
- The discretionary money in the Senate's version is about \$1.6 billion less than in the House-passed bill.
- The bill does not include a total of \$1.3 billion in new user fees requested by the Clinton Administration. The Appropriations Committee notes that these proposed user fees have the effect of artificially reducing the budgetary impact of the President's budget request: that is, the budget assumes authorization and enactment of the new fees and includes the offsetting collections in the budget as though this money were "cash in hand."
- General provisions in the committee-reported bill would: (1) require states to adopt a .08 blood alcohol content law or face a partial loss of their highway funding beginning in FY 2004 (19 states currently have that standard); and (2) prohibit funds from being used to finalize the Administration's proposed "Hours of Service" rulemaking for commercial drivers.
- The House of Representatives passed its transportation funding bill, H.R. 4475, on May 19, 2000, by a vote of 395 to 13.

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## HIGHLIGHTS

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The transportation appropriations bill provides a total budgetary resource level of \$54.7 billion. This is \$4.7 billion more than the fiscal year 2000 enacted funding level, but is \$900 million less than the funding level represented by the Administration's request.

### Program Funding Levels

- **Office of the Secretary** — \$75.7 million (FY 2000 enacted — \$76.1 million).
- **Coast Guard** — \$4.4 billion for operating expenses, capital acquisitions, research, retired pay, reserve training and boat safety (FY 2000 enacted — \$4.02 billion).
- **Federal Aviation Administration** — \$12.4 billion (FY 2000 enacted — \$10 billion). Funds FAA operations (\$6.35 billion); facilities and equipment (\$2.66 billion); research (\$183 million); and an Airport Improvement Program level of \$3.2 billion. The facilities and equipment and airport capital program levels are guaranteed under the newly enacted Wendell Ford Aviation Improvement and Reform Act of 2000 (FAIR-21) — these levels have been fully funded in the Senate appropriations bill.
- **Federal Highway Administration** — \$30.7 billion total program (FY 2000 enacted \$28.8 billion). This program includes Federal-aid to highways, highway research, and administration. This level is a substantial increase above the FY 2000 level, consistent with the budgetary "firewalls" in the Transportation Equity Act for the 21<sup>st</sup> Century (TEA-21).
- **Federal Motor Carrier Safety Association** — \$269 million total program (FY 2000 enacted \$105 million). This newly created Department of Transportation agency administers the motor carrier safety grants program formerly housed within the Federal Highway Administration. The FY 2001 funding level meets the guaranteed authorization level, and is \$10 million less than the level requested by the Administration.
- **National Highway Traffic Safety Administration** — \$395 million for NHTSA operations and research, and highway safety grants to states (FY 2000 enacted — \$368 million).
- **Federal Railroad Administration** — \$705 million for railroad safety and operations, research, high-speed rail programs, and Amtrak. Amtrak was fully funded at the administration's "glidepath" level of \$521 million (total FY 2000 enacted — \$739.8 million).
- **Federal Transit Administration** — \$6.27 billion for formula grants, research, capital discretionary transit programs, "access to jobs" and administrative expenses. This is a substantial increase above the FY 2000 level, consistent with the budgetary "firewalls" in the TEA-21 (total FY 2000 enacted — \$5.8 billion).
- **Saint Lawrence Seaway Development Corporation** — \$12.4 million (FY 2000 enacted — \$12 million).

- **Research and Special Programs Administration** — \$75.2 million for hazardous materials transportation safety programs, research, and pipeline safety programs (FY 2000 enacted — \$67.7 million).
- **Office of Inspector General** — \$49 million for transportation-related audits and investigations (FY 2000 enacted — \$44.8 million).
- **Surface Transportation Board** — \$18 million, with \$1 million to be recovered by already established offsetting collections (FY 2000 enacted — \$15.3 million).
- **Architectural and Transportation Barriers Compliance Board** — \$4.8 million (FY 2000 enacted — \$4.6 million).
- **National Transportation Safety Board** — \$59 million (FY 2000 enacted — \$57 million).

## **SIGNIFICANT LEGISLATIVE PROVISIONS**

- A provision prohibits funds from being used in Fiscal Year 2001 to finalize the Administration's proposed "**Hours of Service**" rulemaking for commercial drivers. Concerns with the proposed rulemaking have been raised by a wide range of safety advocates and by the trucking and bus industries, and the delayed implementation will allow the department to re-work the rule, and better take into consideration the many issues (including fatigue, congestion, and operational matters) that changing current hours of service regulations would raise.
- A provision requires states to adopt a **.08 blood alcohol content law**, and outlines highway funding sanctions beginning in Fiscal Year 2004 for states that are not in compliance.

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### **ADMINISTRATION POSITION**

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At press time, no official position on the Senate bill had been received.

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### **POSSIBLE AMENDMENTS**

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Feinstein-Bryan-Gorton. Sense of the Senate amendment to modify or lift the current moratorium on Corporate Average Fuel Economy (CAFE) Standards.

Amendment regarding the .08 blood alcohol content provision.

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Staff contact: Judy Myers , 224-2946

# Transportation Appropriations, FY 2001

(dollars, in thousands)

	FY 00 ENACTED	FY 01 REQUEST	FY 01 Senate Recommend
<b>Title I - Department of Transportation</b>			
<b>Office of the Secretary</b>			
Salaries and expenses:			
Immediate Office of the Secretary	1,867	2,031	1,800
Immediate Office of the Deputy Secretary	600	587	500
Office of the General Counsel	9,000	11,172	9,000
Office of the Assistant Secretary for Policy	2,824	3,132	2,500
Office of the Assistant Secretary for Aviation and International Affairs	7,650	7,702	7,000
Office of the Assistant Secretary for Budget and Programs	6,870	7,241	6,500
Office of the Assistant Secretary for Governmental Affairs	2,039	2,176	2,000
Office of the Assistant Secretary for Administration	17,767	20,139	17,800
Office of Public Affairs	1,800	1,714	1,500
Executive Secretariat	1,102	1,181	1,181
Board of Contract Appeals	520	496	496
Office of Small and Disadvantaged Business Utilization	1,222	1,192	1,192
Office of Intelligence and Security	1,454	3,494	0
Office of the Chief Information Officer	5,075	6,929	6,000
Office of Intermodalism	1,062	0	0
 Subtotal	 60,852	 69,186	 57,469
 Office of civil rights	 7,200	 8,726	 8,000
Transportation planning, research, and development	3,300	5,258	5,300
Transportation Administrative Service Center	(148,673)	(0)	(173,278)
Minority business resource center program	1,900	1,900	1,900
(Limitation on guaranteed loans)	(13,775)	(13,775)	(13,775)
Minority business outreach	2,900	3,000	3,000
 Total, Office of the Secretary	 76,152	 88,070	 75,669
ATB rescission	(28)	0	0
Net total	76,124	88,070	75,669

### Coast Guard

Operating expenses	2,481,000	2,858,000	2,398,460
Defense function	300,000	341,000	641,000
Acquisition, construction, and improvements:			
Vessels	134,560	257,180	145,937
Aircraft	44,210	43,650	41,650
Other equipment	51,626	60,313	54,304
Shore facilities & aids to navigation facilities	63,800	61,606	68,406
Personnel and related support	50,930	55,151	55,151
Integrated Deepwater Systems	44,200	42,300	42,300
Subtotal, A C & I appropriations	389,326	520,200	407,748
Environmental compliance and restoration	17,000	16,700	16,700
Alteration of bridges	15,000	0	15,500
Retired pay	730,327	778,000	778,000
Reserve training	72,000	73,371	80,371
Research, development, test, and evaluation	19,000	21,320	21,320
Total, Coast Guard	4,023,653	4,608,591	4,359,099
ATB rescissions	(1,600)	0	0
Net total	4,022,053	4,608,591	4,359,099

### Federal Aviation Administration

Operations (Airport and Airway Trust Fund)	5,900,000	6,592,235	6,350,250
Facilities & equipment (Airport & Airway Trust Fund)	2,075,000	2,495,000	2,656,765
Rescission	(30,000)	(0)	(0)
Research, engineering, and development (Airport and			
Airway Trust Fund)	156,495	184,366	183,343
Grants-in-aid for airports (Airport and Airway Trust			
Fund):			
(Liquidation of contract authorization)	(1,750,000)	(1,960,000)	(3,200,000)
(Limitation on obligations)	(1,950,000)	(1,950,000)	(3,200,000)
Rescission of contract authority	0	0	(579,000)
Total, Federal Aviation Administration	8,131,495	9,271,601	9,190,358
(Limitations on obligations)	(1,950,000)	(1,950,000)	(3,200,000)

Total budgetary resources	(10,081,495)	(11,221,601)	(12,390,358)
ATB rescissions	((54,362))	(0)	(0)
Rescissions	(30,000)	0	(579,000)
Net total	(9,997,133)	(11,221,601)	(11,811,358)

#### Federal Highway Administration

Limitation on administrative expenses	(376,072)	(327,352)	(386,658)
Federal-aid highways (Highway Trust Fund):			
(Limitation on obligations)	(26,245,000)	(26,603,806)	(26,603,806)
(Revenue aligned budget authority) (RABA)	(1,456,350)	(3,058,000)	(3,058,000)
(RABA transfer under Title III)	(0)	((598,000))	(0)
(Adjustment)	(0)	(255,000)	(0)
Subtotal, limitation on obligations	(27,701,350)	(29,318,806)	(29,661,806)
(Exempt obligations)	(1,206,702)	(1,039,148)	(1,039,148)
(Liquidation of contract authorization)	(26,000,000)	(28,000,000)	(28,000,000)
Total, Federal Highway Administration	0	0	0
(Limitations on obligations)	(27,701,350)	(29,318,806)	(29,661,806)
(Exempt obligations)	(1,206,702)	(1,039,148)	(1,039,148)
Total budgetary resources	(28,908,052)	(30,357,954)	(30,700,954)
ATB rescissions	((105,260))	(0)	(0)
Net total	(28,802,792)	(30,357,954)	(30,700,954)

#### Federal Motor Carrier Safety Administration

Motor carrier safety (limitation on administrative expenses)	(76,058)	(92,194)	(92,194)
National motor carrier safety program (Highway Trust Fund):			
(Liquidation of contract authorization)	(105,000)	(187,000)	(177,000)
(Limitation on obligations)	(105,000)	(177,000)	(177,000)
(RABA transfer under Title III)	(0)	(10,000)	(0)
Subtotal, limitation on obligations	(105,000)	(187,000)	(177,000)
Total, Federal Motor Carrier Safety Administration	0	0	0
(Limitations on obligations)	(181,058)	(279,194)	(269,194)
Total budgetary resources	(181,058)	(279,194)	(269,194)

## National Highway Traffic Safety Administration

Operations and research	87,400	142,475	107,876
Operations and research (highway trust fund):			
(Limitation on obligations)	(72,000)	(72,000)	(72,000)
(RABA transfer under Title III)	(0)	(70,000)	(0)
(Liquidation of contract authorization)	(72,000)	(142,000)	(72,000)
National Driver Register (highway trust fund)	2,000	2,000	2,000
Subtotal, Operations and research	(161,400)	(286,475)	(181,876)
Highway traffic safety grants (Highway Trust Fund):			
(Liquidation of contract authorization)	(206,800)	(213,000)	(213,000)
(Limitation on obligations):			
Highway safety programs (Sec. 402)	(152,800)	(155,000)	(155,000)
Occupant protection incentive grants (Sec. 405)	(10,000)	(13,000)	(13,000)
Alcohol-impaired driving countermeasures grants (Sec. 410)	(36,000)	(36,000)	(36,000)
State Highway safety data grants (Sec. 411)	(8,000)	(9,000)	(9,000)
Total, National Highway Traffic Safety Admin	89,400	144,475	109,876
(Limitations on obligations)	(278,800)	(355,000)	(285,000)
Total budgetary resources	(368,200)	(499,475)	(394,876)

## Federal Railroad Administration

Safety and operations	94,288	103,211	99,390
Offsetting collections (user fees)	0	(77,300)	0
Railroad research and development	22,464	26,800	24,725
Offsetting collections (user fees)	0	(25,500)	0
Rhode Island Rail Development	10,000	17,000	0
Pennsylvania Station Redevelopment project (FY 2001, 2002, 2003)	(60,000)		
Next generation high-speed rail	27,200	22,000	24,900
Alaska Railroad rehabilitation	15,000	0	20,000
West Virginia Rail Development	0	0	15,000
Capital grants to the National Railroad Passenger Corporation	571,000	521,476	521,000
Expanded intercity rail passenger service fund (RABA transfer under Title III):			
(Liquidation of contract authorization)	(0)	(468,000)	(0)

(Limitation on obligations)	(0)	(468,000)	(0)
Total, Federal Railroad Administration	739,952	587,687	705,015
(Limitations on obligations)	(0)	(468,000)	(0)
Total budgetary resources	(739,952)	(1,055,687)	(705,015)
ATB rescissions	(179)	0	0
Net total	739,773	1,055,687	705,015

#### Federal Transit Administration

Administrative expenses	12,000	12,800	12,800
Admin expenses (Highway Trust Fund, Mass Transit Account)			
(Limitation on obligations)	(48,000)	(51,200)	(51,200)
Subtotal, Administrative expenses	(60,000)	(64,000)	(64,000)
Formula grants	619,600	669,000	669,000
Formula grants (Highway Trust Fund):			
(Limitation on obligations)	(2,478,400)	(2,676,000)	(2,676,000)
Subtotal, Formula grants	(3,098,000)	(3,345,000)	(3,345,000)
University transportation research	1,200	1,200	1,200
University transportation research (Highway Trust Fund, Mass Transit Acct) (limitation on obligations)	(4,800)	(4,800)	(4,800)
Subtotal, University transportation research	(6,000)	(6,000)	(6,000)
Transit planning and research (general fund)	21,000	22,200	22,200
Transit planning and research (Highway Trust Fund, Mass Transit Account):			
(Limitation on obligations)	(86,000)	(87,800)	(87,800)
Subtotal, Transit planning and research	(107,000)	(110,000)	(110,000)
Rural transportation assistance	(5,250)	(5,250)	(5,250)
National transit institute	(4,000)	(4,000)	(4,000)
Transit cooperative research	(8,250)	(8,250)	(8,250)
Metropolitan planning	(49,632)	(52,114)	(52,114)
State planning and research	(10,368)	(10,886)	(10,886)
National planning and research	(29,500)	(29,500)	(29,500)
Subtotal	(107,000)	(110,000)	(110,000)



**Trust fund share of expenses (Highway Trust Fund)**

(liquidation of contract authorization)	(4,929,270)	(5,016,600)	(5,016,600)
Capital investment grants (general fund)	490,200	529,200	529,200
Capital investment grants (Highway Trust Fund, Mass			
Transit Account) (limitation on obligations)	(1,966,800)	(2,116,800)	(2,116,800)
Subtotal, Capital investment grants	(2,457,000)	(2,646,000)	(2,646,000)
Fixed guideway modernization	(980,400)	(1,058,400)	(1,058,400)
Buses and bus-related facilities	(496,200)	(529,200)	(529,200)
New starts	(980,400)	(1,058,400)	(1,058,400)
Subtotal	(2,457,000)	(2,646,000)	(2,646,000)
Discretionary grants (Highway Trust Fund, Mass			
Transit			
Account) (liquidation of contract authorization)	(1,500,000)	(350,000)	(350,000)
Job access and reverse commute grants (general	15,000	20,000	20,000
fund)			
(Highway Trust Fund, Mass Transit Account)			
(limitation on obligations)	(60,000)	(80,000)	(80,000)
(RABA transfer under Title III)	(0)	(50,000)	(0)
Subtotal, Job access and reverse commute grants	(75,000)	(150,000)	(100,000)
Total, Federal Transit Administration	1,159,000	1,254,400	1,254,400
(Limitations on obligations)	(4,644,000)	(5,066,600)	(5,016,600)
Total budgetary resources	(5,803,000)	(6,321,000)	(6,271,000)
ATB rescissions	((17,647))	(0)	(0)
Net total	(5,785,353)	(6,321,000)	(6,271,000)

**Saint Lawrence Seaway Development  
Corporation**

Operations and maintenance (Harbor Maintenance	12,042	0	12,400
Trust Fund)			
ATB rescission	(46)	0	0
Mandatory proposal	(0)	(13,003)	(0)
Subtotal	11,996	13,003	12,400

## Research and Special Programs Administration

### Research and special programs

Hazardous materials safety	17,710	18,773	18,620
Emergency transportation	1,378	2,375	1,801
Research and technology	3,397	9,416	3,740
Program and administrative support	9,576	11,967	10,209
Subtotal, research and special programs	32,061	42,531	34,370

Offsetting collections (user fees)	0	(4,722)	0
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### Pipeline safety:

Pipeline Safety Fund	30,000	42,874	31,894
Oil Spill Liability Trust Fund	5,479	4,263	8,750
Pipeline safety reserve	(1,400)	(0)	(2,500)
Subtotal, Pipeline safety program (incl reserve)	(36,879)	(47,137)	(43,144)

### Emergency preparedness grants:

Emergency preparedness fund	200	200	200
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Limitation on obligations (emergency preparedness fund)

Total, Research and Special Programs Admin	67,740	85,146	75,214
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### Office of Inspector General

Salaries and expenses	44,840	48,050	49,000
ATB rescission	(170)	0	0

### Surface Transportation Board

Salaries and expenses	17,000	17,054	17,000
Offsetting collections	(1,600)	(17,054)	(954)
ATB rescission	(58)	0	0

### General Provisions

Transportation Administrative Service Center reduction	(15,000)	0	0
Amtrak Reform Council	750	980	495
FAA: Aviation insurance revolving fund	0	0	0
Coast Guard general provision (sec. 343)	0	0	0

Net total, title I, Department of Transportation	14,373,343	16,089,000	15,268,572
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Appropriations	(14,345,424)	(16,089,000)	(15,847,572)
Rescissions	((32,081))	(0)	((579,000))
Advance appropriations	(60,000)	(0)	(0)
(Limitations on obligations)	(34,755,208)	(37,437,600)	(38,432,600)
(Rescission of limitations on obligations)	((177,269))	(0)	(0)
(Exempt obligations)	(1,206,702)	(1,039,148)	(1,039,148)
Net total budgetary resources	(50,157,984)	(54,565,748)	(54,740,320)

## TITLE II - RELATED AGENCIES

### Architectural and Transportation Barriers Compliance Board

Salaries and expenses	4,633	4,795	4,795
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### National Transportation Safety Board

Salaries and expenses	57,000	62,942	59,000
Offsetting collections	0	(10,000)	0
Total, National Transportation Safety Board	57,000	52,942	59,000

Total, title II, Related Agencies	61,633	57,737	63,795
Grand total new budget authority	14,429,976	16,146,737	15,295,400
Scorekeeping adjustments:			
Pipeline safety (OSLTF)	(3,000)	(13,000)	(2,000)
NHTSA: National Driver Register	0	0	0
Advance appropriations	(60,000)	20,000	20,000
Rescission of advance	0	0	0
FTA: Capital investment grants (Title II P.L. 106-113)	6,000	0	0
FTA: Capital investment grants (lim on obligations)	((6,000))	0	0
Across the board cut (0.38%)	(50,000)	0	0
CBO/OMB adjustment	2,081	0	0

Total, adjustments	(104,919)	7,000	18,000
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Grand total	14,330,057	16,153,737	15,350,367
Appropriations	(14,362,138)	(16,153,737)	(15,929,367)
Rescissions	((32,081))	(0)	((579,000))
Advance appropriations	(60,000)	(0)	(0)
(Limitations on obligations)	(34,749,208)	(37,437,600)	(38,432,600)
(Rescission of limitations on obligations)	((177,269))	(0)	(0)
(Exempt obligations)	(1,206,702)	(1,039,148)	(1,039,148)
Net grand total budgetary resources	(51,315,400)	(55,669,633)	(55,861,263)

Mass transit category adjustment	(1,159,000)	(1,254,400)	(1,254,400)
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# **RECAP BY FUNCTION**

Mandatory	730,327	778,000	778,000
Prior year (outlays only)			
Total, Mandatory			

## Discretionary:

Highway category:			
(Limitation on obligations)	(28,161,208)	(29,953,000)	(30,216,000)
Prior year (outlays only)			
Total, Highway category			

Mass Transit category	1,159,000	1,254,400	1,254,400
(Limitation on obligations)	(4,644,000)	(5,066,600)	(5,016,600)
Prior year (outlays only)			
Total, Mass Transit category			

General purpose discretionary:			
Defense discretionary	300,000	341,000	641,000
Prior year (outlays only)			
Total, Defense (050)			

Nondefense discretionary	12,140,730	13,780,337	12,676,967
Prior year (outlays only)			
Total, nondefense			

Total, General purpose discretionary	12,440,730	14,121,337	13,317,967
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Total, Discretionary	12,440,730	14,121,337	13,317,967
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Total, mandatory and discretionary	13,171,057	14,899,337	14,095,967
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## **DISCRETIONARY 302(b) ALLOCATION**

Highway discretionary
Highway 302(b) allocation
Over/under allocation

Mass Transit discretionary  
Mass Transit 302(b) allocation  
Over/under allocation

Defense discretionary  
Defense 302(b) allocation 641,000  
Over/under allocation

General purpose discretionary 12,650,000  
General purpose 302(b) allocation 13,291,000  
Over/under allocation 26,967